

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

**THERMOLIFE INTERNATIONAL,  
LLC,**

Plaintiff,  
v.

**HI-TECH PHARMACEUTICALS,  
INC., *et. al.***

Defendants.

Case Nos.:

1:15-CV-00892-ELR

**LEAD CASE**

1:15-CV-00893-ELR

1:15-CV-00894-ELR

**JURY TRIAL DEMANDED**

**JOINT CLAIM CONSTRUCTION STATEMENT**

**(PATENT LOCAL RULE 6.3)**

Pursuant to the Court’s Patent Local Rule 6.3, Plaintiff ThermoLife International, LLC (“ThermoLife”) and Defendants Hi-Tech Pharmaceuticals, Inc., et al, (“Defendants”) (collectively “the Parties”) hereby submit their Joint Claim Construction Statement pursuant to Patent Local Rule 6.3.

**Exhibit A** to this Joint Claim Construction Statement contains the list of claim terms, phrases, or clauses on which the Parties agree.

**Exhibit B** to this Joint Claim Construction Statement contains Plaintiff ThermoLife’s proposed construction of each disputed claim term, phrase, or clause, together with an identification of all references from the specification or

prosecution history that support that construction, and an identification of any extrinsic evidence known to ThermoLife on which it intends to rely either to support its proposed construction or to oppose Defendants' proposed construction.

**Exhibit C** to this Joint Claim Construction Statement contains Defendants' proposed construction of each disputed claim term, phrase, or clause, together with an identification of all references from the specification or prosecution history that support that construction, and an identification of any extrinsic evidence known to Defendants on which they intend to rely either to support their proposed construction or to oppose ThermoLife's proposed construction.

**Exhibit D** to this Joint Claim Construction Statement includes the *curriculum vitae* of Dr. Richard Chamberlin and a summary of his expert opinions that ThermoLife intends to offer – either live or through declaration – at the Claim Construction Hearing.

The Parties anticipate that 3 hours will be necessary for the Claim Construction Hearing.

In advance of the Claim Construction Hearing, the Parties may revise, supplement, delete from, amend, or otherwise modify the attached lists or the proposed constructions therein to the extent allowed by the Federal Rules of Civil Procedure and the Court's Local Rules and Patent Local Rules.

Dated: March 28, 2018

Respectfully submitted,

/s/ Nathaniel L. Dilger

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**CERTIFICATE OF COMPLIANCE**

I hereby certify, pursuant to L.R. 5.1C and 7.1D of the Northern District of Georgia, that the foregoing JOINT CLAIM CONSTRUCTION STATEMENT complies with the font and point selections approved by the Court in L.R. 5.1C. The foregoing pleading was prepared on a computer using 14-point Times New Roman font.

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